

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION II
290 Broadway, 20th Floor
New York, New York 10007-1866

**NOTICE OF FORMULATION OF DRAFT UIC PERMIT
AND
NOTICE OF PUBLIC COMMENT PERIOD OF DRAFT PERMIT**

Public Notice No. 2013-09
Application No. **UIC3NY001**

Date: March 29, 2013

Occidental Chemical Corporation, 799 Dale Road, Dale, NY 14309 has applied to the U.S. Environmental Protection Agency ("EPA") under the provisions of the Safe Drinking Water Act, 42 U.S.C. 300f et. seq ("the Act"), for an EPA Underground Injection Control ("UIC") Area permit to continue to operate Class III injection wells with conditions as set forth herein. The facility is known as the Dale Brine facility and is located at approximately 42°51'15" north latitude and 78°10'09" west longitude, Dale Road, Dale, New York, 14039. This facility has been in operation since the 1970s.

Fresh water and recycled brine will continue to be injected into Class III salt extraction wells in order to maintain cavern pressure during mineral production withdrawal. Injection will be into the Salina Salt Formation which lies at an approximate depth between 1,100 and 1,600 feet below the surface. Injection pressure, measured at the surface shall not exceed a maximum of 500 psig.

This notice is being given to inform the public that EPA has prepared a draft permit, and to solicit public comment. The permit contains standards, prohibitions and other conditions necessary to carry out the provisions of the Act. Should there be significant interest displayed by written public comment, a Presiding Officer shall conduct a public hearing on the above-identified draft permit. The purpose of this public hearing will be to receive comments from interested parties and the public on the draft permit prepared by EPA. Notification of the Hearing will be published in advance so that all interested parties may participate. Once all public comments are submitted and a public hearing, if necessary, is held, the Director of the Division of Enforcement and Compliance Assistance of EPA Region II will make a final decision on whether or not to issue a permit and, if issued, the applicant will be required to comply with all conditions of the permit.

Written comments must be submitted within 30 days of the date of this notice (no later than **April 29, 2013**) to the following address:

Douglas McKenna, Chief
Water Compliance Branch
U.S. Environmental Protection Agency, Region II
290 Broadway, 20th Floor
New York, New York 10007-1866

All information submitted by the applicant is available as part of the administrative record, subject to provisions of law restricting the public disclosure of confidential information. The administrative record for the draft permit (with the exception of material readily available at EPA Region II, or published

material which is generally available) is on file at the Water Compliance Branch, at the address listed above. It may be inspected any time between 8:30 A.M. and 4:00 P.M., Monday through Friday and copied at a charge of \$.15 per copy sheet. A copy of the draft permit and other available information may also be obtained by writing to the address previously listed.

Dore LaPosta
Director
Division of Enforcement and Compliance Assistance

bcc: L. Rodríguez